

UNITED STATES DISTRICT COURT  
NORTHERN DISTRICT OF NEW YORK

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GILLIAN TORRES,

Plaintiff,

vs

9:02-CV-527

DONALD SELSKY, Director - Special Housing;  
LT. DRESSER; K. ST. LOUIS, Correctional Officer;  
S. MURPHY; and C.O. DIOATO,

Defendants.  
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APPEARANCES:

OF COUNSEL:

GILLIAN TORRES

Plaintiff, Pro Se

93-A-2711

Great Meadow Correctional Facility

Box 51

Comstock, NY 12821

HON. ELIOT SPITZER

Attorney General of the

State of New York

Attorney for Defendants

Department of Law

The Capitol

Albany, New York 12224

CHRISTOPHER W. HALL, ESQ.

Asst. Attorney General

DAVID N. HURD

United States District Judge

**DECISION and ORDER**

Plaintiff, Gillian Torres, brought this civil rights action pursuant to 42 U.S.C. § 1983.

By Report-Recommendation dated April 25, 2005, the Honorable David E. Peebles, United States Magistrate Judge, recommended that the defendants' motion for summary judgment

be granted and the complaint be dismissed in all respects. No objections to the Report-Recommendation have been filed.

Based upon a careful review of the entire file and the recommendations of Magistrate Judge Peebles, the Report-Recommendation is accepted and adopted in whole. See 28 U.S.C. 636(b)(1).

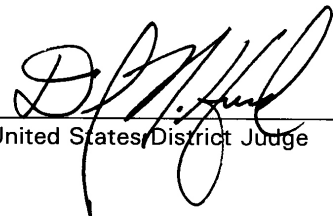
Accordingly, it is

ORDERED that

1. The defendants' motion for summary judgment is GRANTED;
2. The complaint is DISMISSED in all respects.

The Clerk is directed to enter judgment accordingly.

IT IS SO ORDERED.

  
United States District Judge

Dated: November 8, 2005  
Utica, New York.